

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Hosein

Serial No.: **10/718,939**
Filed: **November 21, 2003**

For: **Common Rate Control Method for
Reverse Link Channels in CDMA Networks**

Attorney's Docket No: **4740-229**

)
) **PATENT PENDING**

)
) **Examiner: Gary Mui**

)
) **Group Art Unit: 2616**

)
) **Confirmation No.: 2915**
)
)

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 273-8300.

July 16, 2007

Date

Kathleen Koppen
Kathleen Koppen

This correspondence is being:

☒ electronically submitted via EFS-Web

TERMINAL DISCLAIMER

The owner, Telefonaktiebolaget LM Ericsson (publ), of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/876,979 filed on June 25, 2004, as such term is defined in 35 U.S. C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

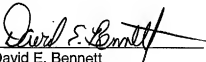
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record.

The terminal disclaimer fee of **\$130.00** under 37 CFR § 1.20(d) is included.

Respectfully submitted,

COATS & BENNETT, P.L.L.C.



David E. Bennett
Registration No.: 32,194

Dated: July 16, 2007

1400 Crescent Green, Suite 300
Cary, NC 27518
Raleigh, NC 27602
Telephone: (919) 854-1844
Facsimile: (919) 854-2084